IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

WP(C).No. 7562 of 2006(A)

PETITIONERS:

1. ANOOP JAMES, PLUMBER, MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS, KOTTAYAM.

2. FAISAL K.S., PLUMBER, MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS, KOTTAYAM.

3. SHAJI THOMAS, PLUMBER, MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS, KOTTAYAM.

4. BABUDAS M., PLUMBER, MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS, KOTTAYAM.

5. JOHN VARGHESE, PLUMBER, MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS, KOTTAYAM.

6. MADHU M.T., PLUMBER, MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS, KOTTAYAM.

BY ADV. SRI.M.V.BOSE
SMT.NISHA BOSE

RESPONDENTS:

1. MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS, KOTTAYAM, REPRESENTED BY ITS REGISTRAR.

2. THE VICE CHANCELLOR, MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS, KOTTAYAM.

3. THE UNIVERSITY ENGINEER,MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS,KOTTAYAM.

BY ADV. SRI.V.A.MUHAMMED, SC, M.G.UNIVERSITY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

Ext.P1: True copy of the notification dated 17.3.1994.

Ext.P2: True copy of order dated 2.4.2001 of the Registrar, M.G. University.

Ext.P3: True copy of interim order dated 17.4.2001 in C.M.P.No.21277/01 in O.P.No.13377/01.

Ext.P4: True copy of the order dated 15.6.2001 in C.M.P.No.21277/01 in O.P.No.13377/01.

Ext.P5: True copy of Communication dated 15.3.2005 from the Registrar, University of Kerala, Thiruvananthapuram.

Ext.P6: True copy of the order dated 18.11.2005 of the Registrar, M.G.University.

Ext.P7: True copy of judgment dated 22.11.2005 in O.P.No.13377/01.

Ext.P8: True copy of the memo dated 9.12.2005 issued by Registrar, M.G.University.

Ext.P9: True copy of the order dated 24.1.2006 issued by University Engineer (I/C), M.G.University.

Ext.P10: True copy of letter from Calicut university to Registrar, M.G.University dated 7.10.1994.

Ext.P11: True copy of the shift arrangement for plumbers for pumping water from the pump house for the month of february 2006.

Ext.P12: True copy of shift arrangement for the month of March 2006.

RESPONDENT'S EXHIBITS:

Annexure I: True copy of the minutes of the University.

Annexure II: True copy of the order No.Ad.A1-4-66-95 of the minutes of the University.

Annexure III: True copy of the Order No. Ad.AI-3-26/96 of the minutes of the University.

Annexure IV: True copy of the order No. Ad.A.I(1)/312/96 of the minutes of the University.

// True copy //

P.A. to Judge

KURIAN JOSEPH, J.

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W.P.(C)NO.7562 OF 2006

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Dated this the 30th day of March 2007

JUDGMENT

Writ petition is filed with the following prayers:

(i)to call for the entire records leading upto Exts.P11 and P12 and to quash the arrangements made therein compelling the petitioners to do the work of pump operators by the issuance of a writ of certiorari or any other writ, direction, or order.

(ii)To issue a writ of mandamus compelling the respondents to refrain from insisting the petitioners to do the work of pump operators.

(iii)To issue a direction that the petitioners are to function in Mahatma Gandhi University only a plumbers and to attend to the duties of plumbers alone and not to be made to work a pump operators.

2. The petitioners approached this court earlier and this court vide Ext.P7 judgment had directed the University to consider their grievance. It is seen that pursuant to Ext.P7 judgment, Ext.P8 notice was issued for a personal hearing. It is not made clear whether any orders have been passed as directed in Ext.P7 judgment.

Accordingly, this writ petition is disposed of with direction to the first respondent to pass orders as directed in Ext.P7 judgment pursuant to the hearing conducted as per Ext.P8 and communicate the order to the petitioners within a period of two months from the date of production of a copy of this judgment.

KURIAN JOSEPH, JUDGE

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